

**UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF PENNSYLVANIA**

| | | |
|-----------------------------------|---|------------------------|
| UNITED STATES OF AMERICA | : | |
| | : | No. 3:18-CR-0097 |
| v. | : | |
| | : | (Judge Mariani) |
| ROSS ROGGIO, and | : | |
| ROGGIO CONSULTING Co, LLC, | : | |
| Defendants. | : | (electronically filed) |

**GOVERNMENT’S MOTION TO DISMISS
COUNTS OF SUPERSEDING INDICTMENT**

AND NOW comes the Government, by and through undersigned counsel and Moves the Court to dismiss certain counts of the Superseding Indictment. In support of the motion to dismiss counsel state:

1. A Superseding Indictment was returned by a federal grand jury on February 15, 2022. (Doc. 122).
2. The Government hereby moves the Court to dismiss Counts 11, 16, 20, 25, 26, and 35 of the Superseding Indictment, without prejudice to refile in accord with Federal Rules of Criminal Procedure, Rule 48(a).

3. The Government attaches to this Motion a copy of the
Superseding Indictment with Counts 11, 16, 20, 25, 26, and 35
redacted.
4. Government's counsel consulted with the defendant's counsel
Gino A. Bartolai, Esquire, who does not object to the motion to
dismiss.

Dated: May 5, 2023

Respectfully submitted,

GERARD M. KARAM
UNITED STATES ATTORNEY

/s/ Todd K. Hinkley

Todd K. Hinkley
Assistant U.S. Attorney
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KENNETH A. POLITE, JR.
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/s/ Patrick Jasperse

Patrick Jasperse

Trial Attorney

Criminal Division

U.S. Department of Justice

Human Rights and Special
Prosecutions Section

MATTHEW G. OLSEN.

Assistant Attorney General

/s/ Scott A. Claffee

Scott A. Claffee

Trial Attorney

National Security Division

U.S. Department of Justice

Counterintelligence and Export
Control Section

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CERTIFICATE OF SERVICE

The undersigned hereby certifies that he is an employee in the Office of the United States Attorney for the Middle District of Pennsylvania and is a person of such age and discretion to be competent to serve papers.

That on May 5, 2023, he served a copy of the attached **GOVERNMENT’S MOTION TO DISMISS** by electronic means to:

Gino Bartolai
bartolai@ptd.net

/s/ Todd K. Hinkley

Todd K. Hinkley

Assistant United States Attorney

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| :..... | | |

ORDER

AND NOW this _____ day of May, upon motion of the Government,
Counts 11, 16, 20, 25, 26, and 35 of the Superseding Indictment are
hereby dismissed without prejudice to refile.

ROBERT D. MARIANI
UNITED STATES DISTRICT JUDGE